

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 02 2004

Returned to applicant for correction AUG 12 2004

Corrected application filed AUG 23 2004

Map filed AUG 23 2004 under 71525

The applicant **Huntsman Ranch LLC** hereby makes application for permission to change the **Point of Diversion Place of Use** of water heretofore appropriated under **Permit 65351**

1. The source of water is **Underground Well No. 4**
 2. The amount of water to be changed **1.5 cfs**
 - 3 The water to be used for **Irrigation**
 - 4 The water heretofore permitted for **Irrigation**
 5. The water is to be diverted at the following point **SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 13, T.12N., R.67E., M.D.B. & M., or at a point from which the E $\frac{1}{4}$ Corner of Section 12, T.12N., R.67E., bears N.06° 07' 08" E., a distance of 4,509.25 feet.**
 6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 13, T.12N., R.67E., M.D.B. & M., or at a point from which the E $\frac{1}{4}$ Corner of Section 12, T.12N., R.67E., bears N.04° 12' 49" E., a distance of 3,322.20 feet.**
 7. Proposed place of use **NE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 24, All in T.12N., R.67E., M.D.B. & M., 448 acres, please see Exhibit "A".**
 8. Existing place of use **SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 13, NW $\frac{1}{4}$ of Section 24, all in T.12N., R.67E., M.D.B. & M., 448 acres.**
 9. Use will be from **April 1 to October 1** of each year.
 10. Use was permitted from **April 1 to October 1** of each year.
 11. Description of proposed works **Drill well, install casing, motor, pump, pipeline and sprinkler system.**
 12. Estimated cost of works **\$150,000.00**
 13. Estimated time required to construct works **3 years**
 14. Estimated time required to complete the application of water to beneficial use **5 years**
 15. Remarks:
- By **Richard W. Forman, Agent**
s/ Richard W. Forman
298 E. 11th Street
Ely, NV 89301

Compared sc/sg lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 63531 is issued subject to the terms and conditions imposed in said Permit 63531 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined diversion rate under Permits 71525 & 71526 shall not exceed 2.228 cubic feet per second.

The total combined duty of water under Permit 18827, Certificate 7567, and Permits 71525, 71526 and 71603 shall not exceed 1088.667 acre-feet per second.

All surface water must be used for irrigation prior to the use of any of the supplemental groundwater.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.50 cubic feet per second, and not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

May 22, 2007

Proof of completion of work shall be filed on or before:

June 22, 2007

Water must be placed to beneficial use on or before:

May 22, 2009

Proof of the application of water to beneficial use shall be filed on or before:

June 22, 2009

Map in support of proof of beneficial use shall be filed on or before:

June 22, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 22nd day of May, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

Exhibit "A"

Section	Subdivision	Township	Range	Permitted Acres	Cultivated Acres
13	NE¼ NE¼	12 N.	67 E.	13.00	19.31
13	NW¼ NE¼	12 N.	67 E.	40.00	35.11
13	SE¼ NE¼	12 N.	67 E.	13.00	21.28
13	SW¼ NE¼	12 N.	67 E.	30.00	31.78
13	SE¼ NW¼	12 N.	67 E.	40.00	42.36
13	NE¼ SE¼	12 N.	67 E.	4.00	22.54
13	NW¼ SE¼	12 N.	67 E.	40.00	38.03
13	NE¼ SW¼	12 N.	67 E.	40.00	39.84
13	SW¼ SE¼	12 N.	67 E.	40.00	32.35
13	SE¼ SW¼	12 N.	67 E.	40.00	23.45
13	SW¼ SW¼	12 N.	67 E.	40.00	27.71
24	NW¼ NE¼	12 N.	67 E.	00.00	4.11
24	NE¼ NW¼	12 N.	67 E.	14.00	8.91
24	NW¼ NW¼	12 N.	67 E.	40.00	27.65
24	SW¼ NW¼	12 N.	67 E.	40.00	30.95
24	SE¼ NW¼	12 N.	67 E.	14.00	3.56
24	NW¼ SW¼	12 N.	67 E.	00.00	29.20
24	NE¼ SW¼	12 N.	67 E.	00.00	9.86
TOTALS				448.00	448.00